IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.45392 of 2008
SANJAY KUMAR S/O BISHWANATH SAH, R/O VILLAGE-SAHEBPUR KAMAL, P.S.SAHEBPUR KAMAL, DISTRICT- BEGUSARAI
Versus
STATE OF BIHAR
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2 08/12/2008 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner is sole named accused of a case which has been registered under section 379 of the Indian Penal Code and sections 27B and 27 D of the Drugs and Cosmetic Act.

Submission is that there is no allegation that any thing was stolen so section 379 of the Indian Penal Code is not made out. Regarding medicines it has been submitted that earlier the petitioner was having license under the Drugs and Cosmetic Act but the same has expired. Maximum punishment under the provisions of sections 27B and 27 D of the Drugs and Cosmetic Act is up to three years.

Considering the facts and circumstances of the case, the petitioner Sanjay Kumar is directed to be released on bail on furnishing of bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the C.J.M., Begusarai in connection with S. Kamal P.S. Case No. 133 of 2008.

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avin **(Shyam Kishore Sharma, J.)**